

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

As Engrossed: H3/17/11

A Bill

HOUSE BILL 2033

5 By: Representatives Vines, Barnett, Rice, Eubanks, Wren
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For An Act To Be Entitled

8 AN ACT TO AMEND THE TELECOMMUNICATIONS REGULATORY
9 REFORM ACT OF 1997; AND FOR OTHER PURPOSES.
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Subtitle

11 TO AMEND THE TELECOMMUNICATIONS
12 REGULATORY REFORM ACT OF 1997
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code § 23-17-409(b), concerning the authorization
20 of competing local exchange carriers in the Telecommunications Regulatory
21 Reform Act of 1997, is amended to read as follows:

22 (b)(1) A *Except as provided in subdivision (b)(2) of this section, a*
23 *government* entity may not provide, directly or indirectly, *basic local*
24 *exchange, voice, data, broadband, video, wireless, or telecommunication*
25 *service.*

26 (2) After reasonable notice to the public and a public hearing,
27 a governmental entity owning an electric utility system or television signal
28 distribution system may make any telecommunications capacity or associated
29 facilities that it now owns, or may hereafter acquire, available to the
30 public upon terms and conditions as may be established by its governing
31 authority, except the government entity may not use the telecommunications
32 capacity or facilities to provide, directly or indirectly, basic local
33 exchange service.

34 (3) Any restriction contained in this subsection shall not
35 be applicable to the provision of telecommunications services or
36 facilities to the extent used solely for 911, E911, other *emergency*



1 ~~and law enforcement services, educational or medical purposes,~~ or for
2 the provision of telecommunications services or facilities by an
3 educational institution to its students.

4 (4) This section does not prohibit a governmental entity from
5 purchasing voice, data, broadband, video, wireless, or telecommunications
6 services directly or indirectly from a private provider through a contract
7 administered and services managed by the Department of Information Systems.

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9 /s/Vines
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